IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

FRIDAY, THE 5TH OCTOBER 2007 / 13TH ASWINA 1929

OP.No. 20767 of 1999(V)

PETITIONER:

P.I. GEORGE, S/O.ENASU,
PANANGADAN HOUSE,
MULAGUNNATHUKADU.

BY ADV. SRI.P.RAMAKRISHNAN

RESPONDENTS:
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1) STATE OF KERALA, REP: BY ITS
CHIEF SECRETARY, THIRUVANANTHAPURAM.

2) ENQUIRY COMMISSIONER & SPECIAL JUDGE,
KOZHIKODE.

BY GOVERNMENT PLEADER SRI.P.N.SANTHOSH.

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 05/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON CMP.NO.34267 OF 1999 IN OP.NO.20767 OF 1999-V.

DISMISSED.

5.10.2007. **Sd/- T.R.Ramachandran Nair, Judge.**

Petitioner's Exhibits:-

P1: **Copy of Memo of retirement issued to the petitioner from the office of the Forest Range Office dtd.30.6.1998.**

P2: **Copy of Summons issued to the petitioner from the enquiry commissioner, dtd.3.3.1999.**

Respondents' Exhibits:- **Nil.**

(true copy)

P.A. TO JUDGE.

Kvs/-

T.R.RAMACHANDRAN NAIR, J.

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O.P.No. 20767 of 1999-V.

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Dated this the 5th day of October, 2007.

J U D G M E N T

The petitioner had approached this Court seeking to quash Ext.P2 and for a declaration that the proceedings contemplated are unsustainable and without jurisdiction. The respondents have filed a counter-affidavit stating that he is arrayed as an accused in CC.No.5 of 1999 which is pending before the second respondent. Therefore, the petitioner will have to take up all contentions before the appropriate criminal court. With liberty to do so, this Original Petition is closed.

T.R.RAMACHANDRAN NAIR, JUDGE.

Kvs/-